

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

CRIMINAL CASE NO. 1:06CR203

THIS MATTER is before the Court on the Defendant's motion to reconsider.

The Court is well aware of the decision in *United States v. Milam*, __ F.3d __, 2006 WL 871287 (4th Cir. 2006). However, the case does not stand for the proposition that a defendant who is represented by the same attorney who represented him at trial is entitled to a transcript of the trial proceedings prior to the sentencing hearing.

IT IS, THEREFORE, ORDERED that the Defendant's motion to reconsider is hereby **DENIED**.

Signed: April 19, 2006



Lacy H. Thornburg
United States District Judge

